

COMPLAINT INVESTIGATION SUMMARY

COMPLAINT NUMBER:	2181.05
COMPLAINT INVESTIGATOR:	Jennifer Campbell
DATE OF COMPLAINT:	October 7, 2004
DATE OF REPORT:	November 1, 2004
REQUEST FOR RECONSIDERATION:	no
DATE OF CLOSURE:	March 4, 2005

COMPLAINT ISSUES:

Whether the Gary Community School Corporation violated:

511 IAC 7-27-7(a) by failing to implement the Student's individualized education program (IEP) as written, specifically by failing to provide speech/language services as required by the IEP.

FINDINGS OF FACT:

1. The Student has been identified as having autism spectrum disorder and a communication disorder and determined eligible for special education and related services.
2. The Student's individualized education program (IEP) that was in effect at the beginning of the 2004-2005 school year required 90 minutes per week of speech therapy. From August 25, 2004, to September 28, 2004, the School failed to provide any speech therapy.
3. At the October 13, 2004, case conference committee (CCC) meeting, the School proposed to provide the Student 7.5 hours of compensatory services for speech therapy, and the parent agreed. Although there is a clerical error in the CCC Report, the School has confirmed that the Student will receive an additional 30 minutes of speech therapy each week until the 7.5 hours of compensatory speech therapy has been provided.

CONCLUSIONS:

Finding of Fact #2 indicates the School failed to provide speech therapy as required by the IEP. Therefore, a violation of 511 IAC 7-27-7(a) is found. However, Finding of Fact #3 indicates that voluntary corrective action has been taken.

The Department of Education, Division of Exceptional Learners requires the following additional corrective action based on the Findings of Fact and Conclusions listed above.

CORRETIVE ACTION:

Gary Community Schools shall monitor and document the length and frequency of speech therapy provided to the Student as required by the IEP, including compensatory speech therapy. The Gary Community Schools shall submit an interim report and log by December 17, 2004, and shall submit a final report and log by March 4, 2005.